

**RESOLUTION NO. 05-523**

A RESOLUTION AMENDING RESOLUTION NO. **R-04-674** PERTAINING TO THE **CHENEY WATERSHED PROTECTION (W-500)** IN THE CITY OF WICHITA, KANSAS, PURSUANT TO FINDINGS OF ADVISABILITY MADE BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. That Section 1 of Resolution No. **R-04-674** is hereby amended to read as follows:

“**SECTION 1.** It is hereby found and determined to be necessary and advisable to construct, reconstruct, alter, repair, improve, extend and enlarge the City of Wichita, Kansas Water and Sewer Utility such construction, reconstruction, alterations, repairs, improvements, extensions and enlargements to include, but not be limited specifically to, **the Cheney Watershed Protection Program (W-500)** (called the “Project”). The total costs of the Project are estimated to be **\$600,000** exclusive of the cost of interest on borrowed money. Available and unencumbered funds of the Utility will be used to pay a portion of the costs of the Project.”

SECTION 2. That Section 3 of Resolution No. **R-04-674** is hereby amended to read as follows:

“**SECTION 3.** It is hereby found and determined to be necessary and advisable to issue revenue bonds of the City, in a total principal amount which shall not exceed **six hundred thousand dollars (\$600,000)** exclusive of the cost of interest on borrowed money, under the authority of the Act, to pay certain costs of the Project, and the expenses of issuing such revenue bonds. Such revenue bonds shall not be general obligations of the City payable from taxation, but shall be payable from the revenues derived from the operations of the Utility. Costs of the Project in excess of the proceeds of such revenue bonds shall be paid from unencumbered moneys of the Utility which will be available for that purpose.”

SECTION 3. That the original of Sections 1 and 3 of Resolution **R-04-674** is hereby rescinded.

Adopted by at least two-thirds of the City Council at Wichita, Kansas, October 18, 2005.

(Seal)

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CARLOS MAYANS, Mayor

ATTEST:

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Karen Sublett, City Clerk

APPROVED AS TO FORM:

By \_\_\_\_\_  
GARY E. REBENSTORF, Director of Law